

SENATE JOURNAL

Sixty-fifth Legislature—Second Called Session

AUSTIN, TEXAS, MONDAY, JULY 10, 1978

PROCEEDINGS

FIRST DAY
(Monday, July 10, 1978)

In obedience to the Proclamation of The Honorable Dolph Briscoe, Governor of the State of Texas, the Senate met in the Senate Chamber at the City of Austin, on the tenth day of July, 1978, at 12:00 o'clock noon and was called to order by the President.

QUORUM PRESENT

The President directed the Secretary to call the roll of the Senate.

The roll was called and the following Senators were present: Aikin, Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Snelson, Traeger, Truan, Williams.

Absent-excused: Mauzy.

The President announced a quorum of the Senate present.

The Reverend Dr. Jack D. Heacock, First United Methodist Church, Austin, offered the invocation as follows:

O Lord: Creator, Renewer, Sustainer of all life;
Before You we stand as grateful recipients of great abundance.
Today we gather, not as tax collectors, but as those who empower them.
We carefully, thoughtfully as You to be in this quorum:
 knowing of Your historic scorn for those who abuse the people
 with punitive taxation;
 and knowing of Your harsh judgment on those who luxuriate
 at the expense of the people.

We know You as the Lord of Moses, who sought relief for the oppressed;
We know You as the Lord of Amos, whose words burned those who "trade
 the poor for a cup of wine";
We know You as the Lord of Jesus Christ, whose presence forgave and
 restored Zacchaeus the tax collector, when he improved his policy.

Let the light of Your Presence shine on all that is thought and done in
these halls:

that what is unworthy will be shunned;
that what is mean will be purged;
that what is fair will be honored;
and that what is just will be promoted.

Give us the courage to change what must be changed;
the grace to accept that which cannot be changed;
and the wisdom to know the difference.

We offer this prayer in the names of Abraham, Isaac, Jacob and Jesus Christ.
Amen.

LEAVE OF ABSENCE

Senator Mauzy was granted leave of absence for today on account of important business on motion of Senator Schwartz.

CERTIFICATES OF ELECTION

THE STATE OF TEXAS

SECRETARY OF STATE

I, STEVE OAKS, Secretary of State of the State of Texas, DO HEREBY CERTIFY that according to the records of this office the attached is a true and correct list, in alphabetical order, of the Members of the Senate of the 65th Legislature whose elections since the adjournment of the 65th Legislature, Regular Session, 1977, on the dates indicated, have been duly and legally certified to this office.

IN TESTIMONY WHEREOF, I have
hereunto signed my name officially
and caused to be impressed hereon
the Seal of State at my office in
the City of Austin, this 5th day
of July, 1978.

/s/STEVE OAKS
Secretary of State

MEMBERS OF THE SENATE

65th Legislature

Special Session

<u>NAME</u>	<u>DISTRICT</u>	<u>DATE OF ELECTION</u>
Blake, Roy	3	February 18, 1978
Price, Bob	31	December 10, 1977

The Certificate of Election was read and filed with the Secretary of the Senate.

PROCLAMATION FROM GOVERNOR CALLING SPECIAL SESSION

The President laid out the following Proclamation from the Governor:

PROCLAMATION**BY THE****GOVERNOR OF THE STATE OF TEXAS****TO ALL TO WHOM THESE PRESENTS SHALL COME:**

Under the provisions of Article IV, Section 8 of the Constitution of the State of Texas, I, Dolph Briscoe, Governor of the State of Texas, do hereby call a Special Session of the 65th Legislature to be convened in the City of Austin, commencing at 12 noon, on the 10th day of July, 1978, to consider legislation and proposed constitutional amendments which return a portion of the current and projected, anticipated state surplus as certified by the Comptroller of Public Accounts to the people of Texas and to impose limitations upon spending and taxation by:

1. Repealing the general sales and use tax on residential utilities as levied by the State of Texas and allowing municipalities to remove the sales tax on residential utilities by a majority vote of the governing body of such municipality.

2. Increasing the personal exemption for the Class A beneficiaries, as defined in Article 14.02, Taxation-General, of the estate of each decedent in the gross amount of \$200,000.

3. Proposing a constitutional amendment which would require an affirmative vote of two-thirds of the membership of each House of the Texas Legislature present and voting for the approval of a bill adopting a new or additional state tax or increasing the rate of an existing tax.

4. Proposing a constitutional amendment which creates a limitation upon any increases, from year to year, of any tax which may be or is levied by political subdivisions of the State of Texas and creating a limitation upon the amount of increases of expenditures, from year to year, which may be authorized by political subdivisions of the State of Texas.

5. Proposing a constitutional amendment which requires the Legislature to provide by law for ad valorem taxation of agricultural property and timber land based upon evaluation derived from the productive value of that property; and providing for state payments to local school districts financed under the Foundation School Program to replace actual losses in tax revenue as a result of this provision.

6. Proposing a constitutional amendment exempting not to exceed \$10,000 of the value of residential homesteads from ad valorem taxes assessed, levied and collected by school districts eligible to participate in the Foundation School Program and exempting an additional \$10,000 of the value of residential homesteads of persons 65 years of age or older from taxes assessed, levied and collected by school districts eligible to participate in the Foundation School Program; and providing for state payments to such school districts to replace the reductions in tax revenue resulting from the exemptions.

7. Proposing a constitutional amendment which would require the Legislature to establish by general law a method whereby the electorate may mandate the reduction or increase of taxes levied by the State of Texas.

8. To consider and act on such other subjects and questions as the Governor may submit from time to time.

The Secretary of State will take notice of this action and will notify the members of the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of State to be affixed hereto at Austin, this the 8th day of July, A.D., 1978.

/s/DOLPH BRISCOE
GOVERNOR OF TEXAS

ATTEST:

/s/Steven C. Oaks
SECRETARY OF STATE

The Proclamation was read and filed with the Secretary of the Senate.

SENATE RESOLUTION 1

Senator Aikin offered the following resolution:

Honorable William P. Hobby
Lieutenant Governor
Senate of Texas
Austin, Texas

Sir:

At a caucus held in the office of the Senate attended by 29 members of the Senate, the following recommendations were made, to wit:

The following officers were elected to serve for the 65th Legislature, Second Called Session, at the will of the Senate and at salaries set by the Administration Committee:

Secretary of the Senate, Betty King
Journal Clerk, Margrette Vollers
Sergeant-at-Arms, Marie Hudson
Doorkeeper, Lowell Gault
Enrolling Clerk, Patsy Spaw
Staff Services Clerk, Mary K. McLean

All officers and employees appointed by this caucus shall hold their office of employment for the duration of the 65th Legislature, Second Called Session.

It is recommended that the Lieutenant Governor and the Secretary of the Senate each be permitted to name secretarial staff and assistants at salaries designated by the Lieutenant Governor and the Administration Committee respectively. The parliamentarian, Camilla Bordie, is to be named by the Lieutenant Governor.

It is further recommended that the Administration Committee appoint a sufficient number of custodians, messengers, pages, elevator operators, porters and other employees as may be necessary. The President of the Senate is authorized to designate any member of the Senate or Senate staff to attend official meetings of the Council of State Governments, or other national governmental organization during

the 65th Legislature, Second Called Session, while in session. Actual and necessary expenses are hereby authorized as reimbursement for such trips.

It is further recommended that each Senator shall be permitted to employ secretarial and other office staff at a maximum payroll of \$4,900.00 per month under the following classification schedule:

Title	Class Number	Group	Salary and Step Range
Clerk I	0051	02	534(1)- 552(2)- 571(3)
Messenger	0011	02	590(4)- 610(5)- 630(6)
Clerk Typist II	0106	04	610(1)- 630(2)- 651(3)
Stenographer I	0126	04	673(4)- 696(5)- 719(6)
Secretary II	0133	05	743(5)- 768(6)- 794(7)
Secretary III	0135	07	848(5)- 876(6)- 906(7)
Administrative Secretary	0138	09	968(5)-1000(6)-1034(7)
Information Specialist I	1892	14	1179(1)-1219(2)-1259(3)
Admin. Tech. I	1501	08	906(5)- 936(6)- 968(7)
Admin. Tech. II	1502	11	1068(4)-1104(5)-1141(6)
Admin. Tech. III	1503	13	1179(3)-1219(4)-1259(5)
Admin. Tech. IV	1504	15	1345(3)-1391(4)-1437(5)
Information Specialist II	1893	16	1391(2)-1437(3)-1486(4)
Attorney III	3533	17	1437(1)-1486(2)-1535(3)
Research Assistant II	1517	13	1302(6)-1345(7)-1391(8)
ADP Equip. Operator I	0221	07	743(1)- 794(3)- 848(5)
Reprod. Equip. Operator I	0309	09	848(1)- 906(3)- 968(5)

Employees who do not readily fit one of the above classified positions may be assigned a title under the General Classified Positions outlined in the General Appropriations Act upon authorization of the Administration Committee.

The names of such employees as are not employed directly in a Senator's office shall be referred to an assignment committee hereinafter provided for and such committee shall be authorized to select employees from such list. The appointed officers of the Senate may select, subject to the approval of the Administration Committee, employees to fill such key positions as may be authorized by said committee. All such employees shall be designated in a classified position as determined by the Administration Committee.

It is further recommended that the President of the Senate be authorized to name a committee of seven. Such committee shall be designated as the Assignment Committee for the purpose of assigning employees as herein authorized and the committee shall be authorized to select sufficient additional employees to be assigned by it when and where needed.

It is further recommended that each Senator, as quickly as possible, file with the Secretary of the Senate the names of his office staff; that he also file with the Chairman of the Assignment Committee aforesaid the names of the employees selected, together with his or her post office address.

The Lieutenant Governor, Senators, and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeants-at-Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that the Lieutenant Governor, each Senator and the Secretary of the Senate, be permitted to subscribe for newspapers as necessary to be paid out of the contingent fund, be allowed the stationery and postage needed by them respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that not to exceed 2,000 Journals be printed, all of which shall be prorated among the Senators and Lieutenant Governor, except that 175 Journals shall be furnished the members of the House.

It is further recommended that the Legislative Reference Library be furnished 60 copies of the daily Journal.

It is further recommended that all salaries and expenses herein authorized to be incurred and paid for shall be paid out of the per diem and contingent expense fund of the 65th Legislature as follows: The Senate shall request the State Comptroller of Public Accounts to issue general revenue warrants for the payment of the employees of the Lieutenant Governor's office, the Lieutenant Governor, members of the Senate, and employees of the Senate committees upon presentation of a payroll account signed by the President of the Senate and the Secretary of the Senate; for payment of employees of the Senate, except as provided in Section 20 of the Legislative Reorganization Act (Article 5429f, Vernon's Texas Civil Statutes), upon presentation of the payroll account signed by the Chairman of the Administration Committee and the Secretary of the Senate; and for the payment of materials, supplies and expenses of the Senate, including travel expenses for members and employees, upon vouchers signed by the Chairman of the Senate Committee on Administration and the Secretary of the Senate.

It is further recommended that no employee of the Senate shall, during the time he or she is employed, furnish to any person, firm or corporation any information other than general information furnished the public pertaining to the Senate and they shall not without permission receive any compensation from any person, firm or corporation during their employment by the Senate and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at eight o'clock a.m., and one o'clock p.m. each day to the Sergeant-at-Arms of the Senate, except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the Chairman of each standing committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, and to discharge the duties of said standing committee, subject to the approval of the Administration Committee.

It is further recommended that the Chairman of the Finance Committee have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, who shall discharge the duties of the Finance Committee.

It is further recommended that no employee of the Senate, except those whose official duties require them to work upon the floor of the Senate, shall have access to the floor unless that employee shall have been requested by a Senator, the Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, after the performance of which he shall immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have privileges of the floor during the session of the Senate shall be permitted on the Senate floor for a period of thirty minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such thirty minute period.

Respectfully submitted,

Senator A. M. Aikin, Jr.
Chairman of the Caucus

W. E. Snelson
Secretary of the Caucus

The resolution was read and was adopted.

MOTION IN WRITING

Senator Aikin submitted the following Motion in Writing:

Mr. President, I move that the President be authorized to appoint a committee of five (5) members to notify the Governor that the Senate is organized and ready for business.

AIKIN

The motion was read and was adopted.

The President announced the appointment of the following as a committee to notify the Governor: Senators Snelson, Aikin, Farabee, Hance and Lombardino.

MOTION IN WRITING

Senator Aikin submitted the following Motion in Writing:

Mr. President, I move that the President be authorized to appoint a committee of five (5) members to notify the House that the Senate is organized and ready for business.

The motion was read and was adopted.

The President announced the appointment of the following as a committee to notify the House: Senators Longoria, Blake, Jones of Harris, Jones of Taylor, and Ogg.

MESSAGE FROM GOVERNOR

The following Message from the Governor was read:

Austin, Texas
July 10, 1978

**TO THE SENATE OF THE SIXTY-FIFTH LEGISLATURE, SECOND
CALLED SESSION:**

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

TO BE SECRETARY OF STATE:

For a term at the pleasure of the Governor: **THE HONORABLE STEVEN C. OAKS** of Houston, Harris County is replacing Mr. Mark White, Jr. of Austin, Travis County who resigned.

Respectfully submitted,

Dolph Briscoe
Governor of Texas

On motion of Senator McKnight and by unanimous consent, Senate Rules 36, 37 and 38 were suspended in order to consider the nomination of Steven C. Oaks immediately.

Mr. Oaks was then confirmed as Secretary of State by the following vote: Yeas 30, Nays 0.

Absent-excused: Mauzy.

STANDING COMMITTEES

The President announced that the Standing Committees of the 65th Legislature would continue for the Second Called Session with the exception of the following appointments:

For the interim, Senator Blake to serve as a member of the following committees and subcommittee: Administration and its subcommittee on Rules, Finance and Jurisprudence.

For the interim, Senator Price to serve as a member of the following committees and subcommittees: Jurisprudence and its subcommittee on Civil Matters, Natural Resources and its subcommittee on Agriculture and Finance.

SENATE CONCURRENT RESOLUTION 1

Senator Snelson offered the following resolution:

S.C.R. 1, Providing for Joint Session of the Second Called Session of the 65th Legislature to hear address by The Honorable Dolph Briscoe on Monday, July 10, 1978, at 1:00 o'clock p.m.

On motion of Senator Snelson and by unanimous consent, the resolution was considered immediately and was adopted.

SENATE CONCURRENT RESOLUTION 2

Senator Snelson offered the following resolution:

S.C.R. 2, Authorizing the placement of a portrait of Governor Dolph Briscoe in the rotunda of the Texas Capitol along with those of previous Texas governors.

The resolution was read and was referred to the Committee on Administration.

COMMUNICATIONS FROM TEXAS EDUCATION AGENCY

The following Communications from the Texas Education Agency were read and were referred to the Committee on State Affairs, Subcommittee on Nominations:

January 18, 1978

Mrs. Betty King
Secretary of the Senate
Capitol Building
Austin, Texas 78711

Dear Mrs. King:

I am submitting to you for confirmation by the Senate the following appointments to The Advisory Council for Technical-Vocational Education in Texas.

Mrs. Harry W. (Edith) Patterson
3830 Richmond
Level H South
Houston, Texas 77027

Mrs. Patterson will replace Robert McAbee in the membership category of one member representing and familiar with public programs of vocational education in comprehensive secondary schools. Her term will expire on August 31, 1980.

Mr. Joe A. Rodriguez
174 Calle Jacaranda
Brownsville, Texas 78520

Mr. Rodriguez will replace W. T. Crouch in the membership category of one member who is currently serving on a local school board. His term will expire on August 31, 1980.

Dr. Frank W. Hubert
Texas A&M University
College Station, Texas 77843

Dr. Hubert will replace James L. Boone, Jr. in the membership category of one member who is familiar with the programs of teacher's training for technical-vocational teachers in the post-secondary institutions. His term will expire on August 31, 1980.

Mr. C. C. (Bill) Elkins
2608 Inwood Road
Dallas, Texas 75235

Mr. Elkins will replace Ray A. Meyer in the membership category of one member representing proprietary vocational-technical schools of the state. His term will expire on August 31, 1980.

Miss Phyllis Marie Cicero
1806 West Barrett
Tyler, Texas 75702

Miss Cicero will replace Fred McClure in the membership category of one member who is a present or recent vocational student who is not otherwise qualified for membership. Her term will expire on August 31, 1978.

Dr. Robert D. Hunter
ACU Station Box 7842
Abilene, Texas 79601

Dr. Hunter will replace Michael DeBakey, M.D., in the membership category of one member representing and familiar with non-profit private schools. His term will expire on August 31, 1980.

Mr. Maxia Farris
Box 224
Huntsville, Texas 77340

Mr. Farris will replace W. L. Jones in the membership category of one member representing state correctional institutions. His term will expire on August 31, 1980.

Mr. Doyel E. Chandler
109 East Pine
Kirbyville, Texas 75956

Mr. Chandler will replace C. C. (Bill) Elkins in the membership category of one member who is a vocational education teacher presently teaching in a local education agency. His term will expire on August 31, 1980.

Mrs. Ruth Ellinger
P. O. Box 12727
Austin, Texas 78711

Mrs. Ellinger will replace E. E. Collins in the membership category of one member who is a woman with a background and experience in employment and training programs, and who is knowledgeable with respect to the special experiences and problems of sex discrimination in job training and employment, of sex stereotyping in vocational education, and of discrimination in job training and employment against women who are members of minority groups. Her term will expire on August 31, 1980.

These appointments were recommended by Governor Briscoe and approved by the State Board of Education on January 14, 1978, in compliance with Section 31.12 of the Texas Education Code.

Very truly yours,

/s/M. L. Brockett
Commissioner of Education

July 12, 1977

Mrs. Betty King
Secretary of the Senate
State of Texas
Capitol Building
Austin, Texas 78711

Dear Mrs. King:

The State Board of Education on July 9, 1977, acting under authority of Section 3.59(c), Texas Education Code, nominated the following person to fill a position on the State Board of Trustees, Teacher Retirement System of Texas:

Mr. Charles A. Hallmark
President
Houston Area Teachers Credit Union
P. O. Box 27349
Houston, Texas 77027

Mr. Hallmark will replace Mr. Robert Stewart, Jr., and will serve a six-year term beginning September 1, 1977 and ending August 31, 1983.

This nomination is submitted to you for transmittal to the Senate for confirmation.

Very truly yours,

/s/M. L. Brockett
Commissioner of Education

COMMUNICATION FROM STATE BAR OF TEXAS

The following Communication from the State Bar of Texas was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

STATE BAR OF TEXAS

May 1, 1978

Mr. Maurice Pipkin
Executive Director
State Commission on Judicial Conduct
120 Supreme Court Building
Austin, Texas 78701

Dear Mr. Pipkin:

Please be advised that I have appointed W. Truett Smith of San Angelo as one of the representatives from the State Bar of Texas to serve on the State Commission on Judicial Conduct. His appointment was confirmed by the Board of Directors on Saturday, April 22, 1978, in Corpus Christi, Texas.

I realize that his appointment must be confirmed by the State Senate but it is also my understanding that he will serve as a full voting member of the Commission until the Senate convenes and acts during the next session of the Legislature.

It is my understanding that Mr. Smith will serve until November, 1983.

Yours very truly,

/s/Travis D. Shelton

COMMUNICATIONS FROM SUPREME COURT

The following Communications from the Supreme Court were read and were referred to the Committee on State Affairs, Subcommittee on Nominations:

THE SUPREME COURT OF TEXAS

June 7, 1978

The Honorable Steven C. Oaks
Secretary of State
Austin, Texas 78711

Dear Mr. Secretary:

The Supreme Court of Texas has today appointed the Honorable Charles L. Reynolds, Associate Justice of the Seventh Court of Civil Appeals in Amarillo, and the Honorable Walter E. Jordan, Judge of the 48th District Court, Tarrant County, to the Commission on Judicial Conduct, in accordance with Article V, Section 1-a(2) of the Texas Constitution.

January 25, 1978

Dear Mr. Secretary:

The Supreme Court of Texas has today appointed the Honorable Edward D. Coulson, Associate Justice of the Fourteenth Court of Civil Appeals, Houston, Texas, to the Commission on Judicial Conduct, in accordance with Article V, Section 1a(2) of the Texas Constitution. Judge Coulson will replace Judge Phil Peden.

**ORDER APPOINTING A MEMBER
TO THE COMMISSION ON JUDICIAL CONDUCT****ORDER**

The Supreme Court of Texas hereby appoints the Honorable Wayne LeCroy, Justice of the Peace of Precinct 6, Lubbock County, to the Commission on Judicial Conduct, pursuant to Article V, Section 1-a(2) of the Constitution of Texas.

February 21, 1978.

/s/Joe R. Greenhill
Chief Justice

COMMUNICATION FROM THE ATTORNEY GENERAL

The following Communication from the Attorney General was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

September 22, 1977

The Honorable Mark White
Office of the Secretary of State
Austin, Texas 78711

Dear Mark:

You are advised that I am reappointing Ruth Forbis Kirby of Littlefield to the State School Land Board. As you will recall, Ms. Kirby had been appointed by me back in May 1977 to fill the unexpired term of Stuart Long.

Should you need to contact Ms. Kirby, her mailing address is: 136 East 23rd Street, Littlefield, Texas 79339.

Sincerely,

/s/John L. Hill

ELECTION OF PRESIDENT PRO-TEMPORE FOR SECOND CALLED SESSION OF THE SIXTY-FIFTH LEGISLATURE

The President announced the election of a President Pro Tempore as the next order of business.

Senator Creighton nominated Senator Longoria as President Pro Tempore for the Second Called Session of the Sixty-fifth Legislature.

There being no further nominations, the President announced the appointment of the following as Tellers to take up and count the ballots: Senators Brooks and Tracger.

The ballots were taken up and counted and the President announced that Senator Longoria received 29 votes with 1 present and not voting for President Pro Tempore of the Second Called Session of the Sixty-fifth Legislature.

OFFICERS OF THE SENATE

The President announced that the duly elected officers of the Senate named in the Caucus Report for the 65th Legislature would continue in office for the Second Called Session of the 65th Legislature with the exception of the election of Marie Hudson as Sergeant-at-Arms.

Mrs. Hudson was escorted to the Bar of the Senate by Senator Doggett and was administered the Oath of Office by the President.

AT EASE

The President announced at 12:20 o'clock p.m. the Senate would Stand At Ease Subject to the Call of the Chair.

IN LEGISLATIVE SESSION

The President called the Senate to order as In Legislative Session at 12:30 o'clock p.m. today.

GOVERNOR NOTIFIED

The Committee to notify the Governor that the Senate was organized and ready to transact business appeared at the Bar of the Senate and Senator Aikin for the Committee notified the President and the Members of the Senate that the Committee had performed the duty assigned it.

The Committee was discharged.

SENATE NOTIFIED

A committee from the House appeared at the Bar of the Senate and Representative Vale for the committee announced that the House of Representatives was organized and ready to transact business.

HOUSE NOTIFIED

The Committee to notify the House that the Senate was organized and ready to transact business appeared at the Bar of The Senate and Senator Longoria for the Committee notified the President and the Members of the Senate that the Committee had performed the duty assigned it.

The Committee was discharged.

ESCORT COMMITTEE APPOINTED

Pursuant to the provisions of **S.C.R. 1**, the President announced the appointment of the following as a committee to escort the Governor to the Joint Session: Senators Snelson, Hance, Longoria, Meier and Traeger.

MESSAGE FROM THE HOUSE HOUSE CHAMBER

Austin, Texas
July 10, 1978

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 1 by Snelson, Providing for a joint session to hear the governor's message.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE BILLS ON FIRST READING

The following bills were introduced, read first time and referred to the Committee indicated:

S.B. 1 by Lombardino, Williams, Jones of Harris, Brooks, Andujar, Traeger, Mengden, Braecklein, Creighton, Hance, Kothmann Relating to exemptions from the state inheritance tax for certain Class A beneficiaries; relating to the taxation or exemption from taxation of the receipts from the sale, production, distribution, lease or rental of, and the storage, use, or other consumption of gas and electricity for residential use under state and local sales and use taxes; amending Article 14.02, Title 122A, Taxation—General,	Finance
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Revised Civil Statutes of Texas, 1925, as amended; amending various provisions of Chapter 20, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended; the Local Sales and Use Tax Act, as amended (Article 1066c, Vernon's Texas Civil Statutes); and Chapter 141, Acts of the 63rd Legislature, Regular Session, 1973, as amended (Article 1118x, Vernon's Texas Civil Statutes).

S.B. 2 by Hance

Finance

Relating to exemptions from the state inheritance tax for certain Class A beneficiaries; amending Article 14.02, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended.

S.B. 3 by Ogg

Finance

Relating to inheritance tax exemptions; amending Article 14.02, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925.

MOTION TO ADJOURN

On motion of Senator Aikin and by unanimous consent, the Senate agreed to stand adjourned at the conclusion of the Joint Session until 10:00 o'clock a.m. Tuesday, July 11, 1978.

JOINT SESSION

(To hear address by The Honorable Dolph Briscoe, Governor of Texas)

The President of the Senate and the Senators present, escorted by the Sergeant-at-Arms and the Secretary of the Senate, proceeded to the Hall of the House of Representatives at 1:00 o'clock p.m., pursuant to the provisions of **S.C.R. 1**.

The Senators were announced and were admitted and escorted to seats prepared for them along the aisle.

The President, on invitation of the Speaker, occupied a seat on the Speaker's Rostrum.

The President called the Senate to order and announced a quorum of the Senate present.

The Honorable Bill Clayton, Speaker of the House of Representatives called the House to order, stated the purpose of the Joint Session and announced a quorum of the House present.

The Honorable Dolph Briscoe, Governor of the State of Texas, accompanied by Members of his party, was announced by the Doorkeeper of the House.

The Governor's party was escorted to the Speaker's Rostrum by Senators Snelson, Hance, Longoria, Meier and Traeger on the part of the Senate, and Representatives Haley, Nugent, Slack, Abbott, Bode, Cofer, Clark of Jasper, Hall of Denton, Hall of Dallas and Uribe on the part of the House.

The Speaker, The Honorable Bill Clayton, presented The Honorable Dolph Briscoe, Governor of Texas, to the Joint Session.

Governor Briscoe then addressed the Joint Session. (Complete text of speech printed in House Journal for July 10, 1978.)

MEMORIAL RESOLUTIONS

S.R. 2 - By Doggett: Memorial resolution for J. C. Kellam.

S.R. 3 - By Doggett: Memorial resolution for Judge David Scott McAngus.

S.R. 4 - By Doggett: Memorial resolution for Benjamin Arnold Fredrickson.

S.R. 6 - By Doggett: Memorial resolution for Fred L. Blundell.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 5 - By Doggett: Extending congratulations to R. B. Laws.

S.R. 7 - By Schwartz: Extending welcome to Carla Kantor, Sylvia Jacobs, and Dorothy Cohn.

S.R. 8 - By Schwartz: Extending welcome to Gayle Moore and Jim Pearson.

ADJOURNMENT

The President announced the purpose of the Joint Session had been concluded and declared the Senate at 1:10 o'clock p.m. would stand adjourned until 10:00 o'clock a.m. tomorrow in accordance with a motion previously adopted in the Senate.

SECOND DAY

(Tuesday, July 11, 1978)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Aikin, Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Snelson, Traeger, Truan, Williams.

Absent-excused: Mauzy.

A quorum was announced present.

The Reverend Dr. Carrol Smith, Associate Minister, University Baptist Church, Austin, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.